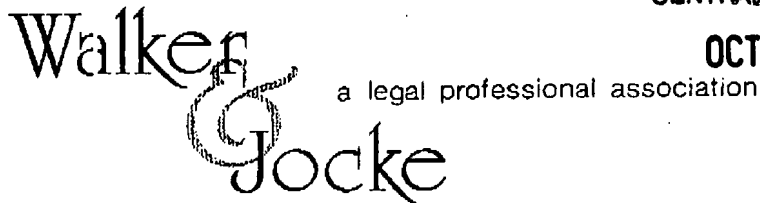


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PATENT

Practitioner's Docket No. D-1093

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appellants: Frederick, et al.
Application No.: 09/086,857
Filed: May 29, 1998
Title: System For Tracking And Dispensing
Medical Items From Environmentally
Controlled Storage Area

Confirmation No. 8855
Previous Appeal No.: 2005-2434
Art Unit 3653
Examiner Michael E. Butler

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PO Box 1450
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NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES (37 C.F.R. 41.31)

Appellants hereby request reinstatement of their appeal pursuant to 37 C.F.R. § 41.31. Appellants hereby appeal to the BPAI the decision of the Primary Examiner, mailed July 31, 2007, regarding all unallowed claims (including rejected claims 1-50).

1. STATUS OF APPLICANT

This application is on behalf of other than a small entity.

CERTIFICATION OF TRANSMISSION UNDER 37 C.F.R. SECTIONS 1.8(a) AND 1.6(d)

FACSIMILE

I hereby certify that, on the date shown below, this correspondence is being transmitted by facsimile to the U.S. Patent and Trademark Office at (571) 273-8300.

Date: 10/30/2007
Ralph E. Jocke

(Notice of Appeal for 09/086,857 -- page 1 of 2)

Adjustment date: 11/02/2007
07/10/2007 FHEFEK11 00000041 100637
01 FC:1401
500.00 CR
11/02/2007 WABDEL1 00000041 100637
01 FC:1401
510.00 CR

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2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. 41.20(b)(1), the fee for filing the Notice of Appeal is:

Other than a small entity	\$510.00
Previously paid Notice of Appeal fee	\$500.00
Notice of Appeal fee due	\$ 10.00

3. EXTENSION OF TIME

The proceedings herein are for a patent application and the provisions of 37 C.F.R.1.136 apply.

Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicants have inadvertently overlooked the need for a petition and fee for extension of time.

4. TOTAL FEE DUE

A total fee (\$500) has already been paid for in a previously filed Notice of Appeal(s). If necessary, please apply the previously paid fee herein.

The total fee due is:

Additional Notice of Appeal fee \$ 10.00

TOTAL FEE DUE \$ 10.00

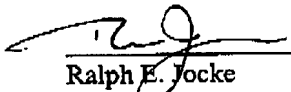
5. FEE PAYMENT

The Commissioner is authorized to charge any necessary fee associated with the filing of this Notice of Appeal and any other fee due to Deposit Account No. 10-0637.

6. FEE DEFICIENCY

If any additional extension and/or fee is required, this is a request therefor and to charge Deposit Account No. 10-0637.

If any additional fee for claims is required, charge Deposit Account No. 10-0637.

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(Notice of Appeal for 09/086,857 -- page 2 of 2)